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BY-LAWS OF THE MUNICIPAL COUNCIL
OF THE
TOWNSHIP OF LONDON.

PASSED DURING 1850, 1851, 1852, 1853.

BY-LAW No. 6. To repeal the By-Laws of the late District Council, of the London District, so far as they refer to the Township of London: passed, April 16, 1850.

Whereas it is expedient and necessary, for the good government and information of the inhabitants of the township of London, that the Municipal Laws of said township should be prepared and circulated amongst the different township officers, [and others interested] in as compact a form as possible.

Be it therefore Enacted, by, and with the authority, of the London Township Council, that from, and after the passing of this by-law, all by-laws of the late District Council, of the late London District, not having reference to Roads or School Divisions, shall cease, and have no force or effect whatsoever in the said township of London, but that a series of by-laws be passed immediately, by the Township Council, supplying the place of those by-laws hereby repealed.

WM. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Township Reeve.*

BY-LAW No. 9. Describing what shall be lawful Fences in the Township of London: passed April 16, 1850.

Whereas it is expedient and necessary to establish, designate and describe the height and description of Fences in the township of London, so that such fences shall be deemed sufficient and lawful.

Be it therefore enacted, by and with the authority of the Municipal Council of the Township of London, that from and after the passing of this by-law, fences of the height and description following shall be deemed and considered lawful fences:

Board Fences, supported by posts at every 8 feet, or less, are to be four feet six inches in height having no greater space than four inches, within two feet of the ground.

Post and Rail Fences, to be the same height as above mentioned, with no greater space than four inches, until they exceed two feet in height.

Worm Fences to be laid with at least two feet six inches worm, with good, substantial rails, and carried up properly to the height of four feet six inches, with no greater space for the first two feet than above described.

Log or other Fences, to be carried up to the height of four feet six inches, with spaces no greater than heretofore mentioned.

WM. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Township Reeve.*

BY-LAW No. 13. To regulate the Duties and Fees of Pound Keepers in the Township of London : passed, April 17, 1850.

Whereas it is expedient and necessary to regulate the duties and fees of Pound Keepers in the Township of London.

Be it therefore enacted, by the Municipal Council of the London Township in Council assembled, that each Pound Keeper shall provide a good and commodious Pound, properly fenced, and supplied with water, wherein he shall safely keep all such horses, cattle, sheep, swine and other animals, as may be committed to his charge.

And be it further enacted, that in the event of any parties claiming damages for trespasses committed by any horses, cattle, sheep, swine, or other animals (not prohibited from running at large, by By-Law, No. 14). so impounded, it shall be the duty of the Pound Keeper, within forty-eight hours after having impounded any such animal, to notify three disinterested freeholders to appraise the damages complained of; and also to judge of the efficiency of the fence enclosing the grounds wherein such animals were found trespassing; and such freeholders, or any two of them, shall, within twenty-four hours after such notice, view such fence, and determine whether the same is a lawful fence, according to the provision of By-Law, No. 9; and should the fence be sufficient, proceed to appraise the damages, and shall deliver the award in writing, to the Pound keeper within twenty-four hours after having been so notified; and should no damages be awarded, the Pound keeper shall, on demand, deliver the impounded animals to the proper owner, who shall be entitled to recover his costs and charges from the party impounding.

And be it further enacted, that in case of damages being awarded, and not immediately paid, together with the necessary costs and charges, it shall be the duty of the Pound keeper to advertise the animals, impounded, for sale, giving notice in writing in three public places in the township, for at least fifteen days, which notice shall give a description of such animals, and also of the time and place at which the sale is to take place; and if the owner does not redeem such animals within the fifteen days aforesaid, by paying the Pound keeper his legal charges, and the damages awarded, the latter shall proceed to sell such animals by auction, to the highest bidder, at the time and place mentioned in the notice; and after deducting his own charges, and the damages awarded from the proceeds of such sale, return the surplus (if any there be) to the owner; but if no owner shall appear to make his claim, within three months after such sale as aforesaid, the Pound keeper shall pay such overplus into the hands of the Township Treasurer: Provided always, that no sale of any impounded animals shall take place where the owners are not known, or made known to the Pound keeper, until after the expiration of three months from the day on which they were first impounded.

And be it further enacted, that should any party, whose cattle may have been impounded, tender to the Pound keeper, within twenty-four hours after such cattle have been impounded, a sum equal to the damages that may be awarded, together with the necessary costs and charges, then incurred, such owner shall not be liable to subsequent costs, which shall be borne by the party claiming extravagant damages.

And be it further enacted, that the Pound keepers, in the Township of London, shall be entitled to the following entrance fees:

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For each entire Horse	5s	0d
For each Gelding, Mare, or Colt	1s	6d
For each head of Horned Cattle, three years old and upwards	1s	6d
For ditto under three years	1s	0d
For each Sheep or Pig	0s	7½d
And for feeding the animals, the following rates:		
Each Horse, per day	0s	7½d
Horned Cattle, per day, over three years old (per head)	0s	6d
Under three years old	0s	4d
For each Pig or Sheep	0s	4d
And,		
For advertising and selling each Horse, Mare or Gelding	5s	0d
Ditto, ditto, each head of Horned Cattle	3s	9d
Ditto, ditto, each head of Sheep or Swine	1s	3d

And be it further enacted, that the sum of six pounds of the funds of the town-ship be granted to each of the following persons, to enable them to inclose a public pound (provided no less than one tenth of an acre be in any case contained within the walls of such a pound): Ralph Morden, Thomas Hodgins, Lot No. 21, on the 18th Concession; Andrew McRoberts, Sen., Lot No. 9, on the 6th Conces-sion; — Goff, Lot No. 9, on the 6th Concession, and Joseph Tuke, Lot No. 9, in the 2nd Concession; and provided further, that after any of the above persons have accepted, and laid out any of the sums aforesaid in enclosing any land for a Pound, such enclosed Pound shall, in no case, become private property, so long as the Township Council shall wish to continue it as a public Pound.

WM. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Township Reeve.*

BY-LAW, No. 15. For protecting the Bridges in the Township of London, from wanton injury: passed April 17, 1850.

Whereas it is expedient and necessary to protect the Bridges in the Township of London, from wanton or unnecessary in-jury.

Be it therefore enacted, by authority of the Municipal Council of the Township of London, that, from and after the passing of this By-Law, it shall not be law-ful for any person or persons, to drive, ride, or lead any horse, horses, or other animal, over any bridge, within the said Township, at any pace faster than a walk, or to drag, or cause to be dragged, any timber, logs, ploughs, harrows, or any-thing whatsoever over any such bridge, whereby such bridge may be injured, un-less such timber, logs, ploughs, harrows, &c., &c., shall be properly supported on wheels or runners.

And it is further enacted, that any violation of this By-Law shall be punishable by fine, or imprisonment, upon complaint, on oath, of one competent witness, be-fore any of Her Majesty's Justices of the Peace resident in said township.

And it is further enacted, that any person, or persons, convicted under this By-law, shall not be fined a sum less than five shillings, or more than twenty shillings, exclusive of costs; one half of all fines, as aforesaid, shall be paid to the prose-cutor, and the other half to the Township Treasurer, for the improvement of Roads and Bridges within the township. All actions under this By-Law to be commenced within thirty days after the offence has been committed.

M. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Township Reeve.*

BY-LAW No. 24. To authorise the opening of the Road from the front of the 15th Concession of London, through part of Lot No. 31, near Waugh's Woollen Factory, thence through Lot No. 32, in said 15th Concession, to intersect the township line between Lobo and London, near the dwelling of the said Robert Waugh : passed, December 17, 1850.

Whereas it is expedient and necessary to provide for the opening a road from the front of the 15th Concession, in the Township of London, to near the woollen factory of Robert Waugh, on Lot No. 31, in said 15th Concession, and from thence in a south-westerly direction, through Lot No. 32, to intersect the township line between London and Lobo.

Be it therefore enacted, by authority of the Municipal Council of the Township of London, that from and after the passing of this By-Law, it may and shall be lawful to open and set apart the road hereinafter described, and laid down on a diagram, by Samuel Peters, township surveyor, and that the road shall be of the full width of forty feet throughout its entire length.

And be it further enacted, that the said road shall commence twenty feet to the east of the dividing line, between Lots No. 31 and 32, in the front of the aforesaid 15th concession of London, thence north twenty-one degrees and thirty minutes, west thirty-six chains, thence north eighty-three degrees, and twenty minutes, west nine chains, seven links; thence north eighty-three degrees, thirteen chains, forty-two links west to the Township line of London and Lobo.

And be it further enacted, that in the event of John Siddall, his heirs, executors, administrators or assigns, claiming any compensation for the lands herein set apart, for the road above described, that Crowell Wilson, Clothier, of London aforesaid, is hereby duly appointed and required to act on behalf of this Council, or their successors in office, as an arbitrator, in conjunction with any arbitrator that may be chosen by him, the said John Siddall, his heirs, executors, administrators or assigns, and to value and assess the damages done to the property by him, the said John Siddall, by making the above-described road through lot No. 32, in the 15th concession of London aforesaid.

And be it further enacted, that the aforesaid Robert Waugh shall pay the award agreed upon by the arbitrators to the above named John Siddall, provided always that such award shall take place within one year from the passing of this by-law.

WM. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Reeve.*

BY-LAW No. 25. To authorise the closing of the road formerly travelled across lot No. 17, in the 11th and 12th concessions of the Township of London, and for other purposes herein mentioned : passed, December 17, 1850.

Whereas it is expedient and necessary to close the old line of road, formerly used, across the lands of the late Charles Goulding, Anthony Hughes, and other persons, across lot No. 17, in the 11th and 12th concessions of the township aforesaid, and to provide for the future appropriation of the land so used as a road.

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Be it therefore enacted, by authority of the Municipal Council of the Township of London, in council assembled, that inasmuch as the London Proof Line Road Company has provided a good and sufficient road for the accommodation of the public, on the proper road allowance, or contiguous thereto, across the concession above mentioned, rendering the former unnecessary for the public use, that it shall and may be lawful, on the passing of this by-law, for the heirs, executors, administrators and assigns of him, the late Charles Goulding aforesaid, to inclose, take, receive and possess forever all that portion, parcel, and tract of land, being part of Lot No. 17, in the 11th concession of London Township, formerly used as a road, and to have and to hold the same as fully and effectually as if it had never been set apart for said road.

And be it further enacted, that on and after the 1st day of April now next ensuing, it may and shall be lawful for Anthony Hughes, of the township aforesaid, his heirs, executors, administrators or assigns, to assume, take hold and possess all that portion of lot No. 17, in the 12th concession of London aforesaid, formerly used as a road, and to enjoy the same as fully as if it had never formed part of such above mentioned road.

WM. TAYLOR, *Clerk.*

FREEMAN TALBOT, *Reeve.*

BY-LAW, No. 30. To change the boundaries of certain school sections in the Township of London: passed, February 4, 1851.

Whereas it is necessary to change the boundaries of the following school sections in the Township of London.

Be it therefore enacted, that the following alterations and changes shall be made by authority of the Municipal Council of said township, viz.: The north halves of Lots No. 25, 26, 27, and 28, on the 13th Concession, and the south halves of Lots No. 25, 26, 27, on the 14th Concession, now attached to School Section No. 4, to be separated therefrom, and attached to School Section No. 1. Section No. 4 to be so altered as to consist of the north halves of Lots 25, 26, 27, 28, 29, 30, 31 and 32, on the 13th Concession; the whole of the said lots on the 11th and 12th concessions, and the south halves of the same lots on the 13th concession, and that School Section No. 7 shall comprise all the lots from the centre of the 7th to the centre of the 10th, and east to the original boundary.

WM. TAYLOR, *Clerk.*

WILLIAM McMILLAN, *Reeve.*

BY-LAW No. 34. For the protection of stone, gravel and timber, on the highways in the Township of London: passed, January 20, 1851.

Whereas it is expedient and necessary to provide for the due protection of stone, gravel and timber, on the highways in the Township of London.

Be it therefore enacted, by authority of the Municipal Council of the Township of London, that from and after the passing of this by-law, it shall not be lawful for any person, company, or contractor to remove, or cause to be removed, any timber, stone, sand or gravel growing, or being upon any allowance, or any appropriation for any road allowance within the said Township of London, and

that any parties so trespassing, contrary to the provisions of this by-law, shall, upon conviction of such offence, forfeit and pay a sum of not less than one pound, nor more than twenty.

And be it further enacted, that all offenders against the provisions of this by-law shall be tried, as provided for, by the Act 12 Vic., chap. 81, section 185.

WM. TAYLOR, *Clerk.*

WILLIAM McMILLAN, *Reeve.*

BY-LAW No. 35. To change the boundaries of certain School Sections in the Township of London : passed April 28, 1851.

Whereas it is necessary to change the boundaries of the following School Sections in the Township of London.

Be it therefore enacted, that the following alterations and changes shall be made by authority of the Municipal Council of the said township; that School Section No. 13, shall be composed of the following lots: South half Nos. 27, 28, 29, 30, 31 and 32, in the 7th Concession, the whole of Lots 26, 27, 28, 29, 30, 31 and 32 in 6th concession; the north half of 26 and 27, and the whole of Lots 28, 29, 30, 31 and 32, in the 5th Concession; Lots 32, 31, 30, 29, and north half 28, in the 4th Concession, and also Lot 32 in the 3rd Concession.

WM. TAYLOR, *Clerk.*

WILLIAM McMILLAN, *Reeve.*

BY-LAW No. 39. For preventing, restraining and regulating all and every kind of exhibitions within the Township of London: passed, February 4, 1851.

Whereas it is expedient and necessary to prevent, restrain, and regulate exhibitions of wax figures, wild animals, puppet shows, wire dancing, circus riding, which mountebanks and jugglers usually exhibit, within the Township of London.

Be it therefore enacted, by authority of the Municipal Council of the Township of London, that from and after the passing of this by-law, it shall not be lawful for any person or persons to exhibit any wax figures, wild animals, puppet shows, wire dancing, which circus riders or mountebanks usually exhibit, practice or perform, without a License from the Reeve of the said Township of London.

And be it further enacted, that any, or all of the above-mentioned exhibitions shall pay the sum of one pound, currency, for every such exhibition.

And be it further enacted, that all offenders under the provisions of this by-law, shall be tried, as provided for, by the Act 12 Victoria, chapter 81, section 185.

And be it further enacted, that any parties so trespassing, contrary to the provisions of this by law, shall, upon conviction of such offence, forfeit and pay a sum of not less than one pound, nor more than five.

WM. TAYLOR, *Clerk.*

WILLIAM McMILLAN, *Reeve.*

tween Lots Nos. 24 and 25, in the sixth concession of the said township, and on the northern limit of the road between the fifth and sixth concessions, then north 21 degrees, 30 minutes, west 32 chains and 10 links; thence north 22 degrees 30 minutes, east 3 chains and 50 links more or less to the centre of the government road allowance, between the north halves of Lot Nos. 24 and 25 of the said sixth concession; thence north 21 degrees 30 minutes, west 32 chains and 10 links, more or less, to the southern limit of the allowance for road between the sixth and seventh concessions aforesaid.

And be it further enacted, that the road, as now travelled, in so far as it interferes with Lots 24 and 25 aforesaid, be re-invested in the parties who own or may own the said Lots 24 and 25 aforesaid.

WM. TAYLOR, Clerk.

WILLIAM MOORE, Reeve.

BY-LAW No. 57. To authorise the levying and collecting of Tolls for crossing and re-crossing the bridge known and called Blackfriar's Bridge, on the road leading from the Town of London to the Township of London, over the north branch of the River Thames: passed, June 17, 1852.

Whereas it is expedient to authorise the levying and collecting of the several sums hereinafter mentioned, as tolls for crossing and re-crossing Blackfriar's Bridge, on the road leading from the Township of London, over the north branch of the river Thames, for the purpose of defraying the expenses incurred in building and finishing said bridge.

Be it therefore enacted, by the Municipal Council of the Township of London, constituted and assembled under and by virtue of the Upper Canada Municipal Corporation Acts, and it is hereby enacted, that from and after the passing of this By-Law, the following rates, tolls or sums of money shall be collected from all and every person or persons crossing and recrossing said Bridge, that is to say:

For every Carriage, Wagon, Cart, Sleigh, or other vehicle drawn by two or more horses, 2d.
For every Carriage, Wagon, Cart, Sleigh, or other vehicle drawn by one horse, 1d.
For every single Horse, 1d. For every Five Head of Cattle, 1d.

And be it further enacted, that the said rates, tolls or sums of money shall be collected by a person or persons appointed, or to be appointed for that purpose, for each time of crossing and recrossing said bridge, and the payment of one toll shall not entitle any person or persons to pass or re-pass over said bridge more than once during the same day; provided always, nevertheless, that no toll shall be collected from any person or persons going to or returning from divine service, or funerals, or from persons hauling manure, or driving cattle to or from pasture.

And be it further enacted, that any person or persons who shall, with his, or her or their horse, horses, or cattle, cross or pass over said bridge, without paying the said tolls, rates or sums of money hereby declared payable, or who shall, by any means whatever evade the payment of said tolls, or any part thereof, shall be liable on conviction, before any magistrate within the County, for each offence, to pay a fine not exceeding five pounds, exclusive of costs, or to be imprisoned for a period not exceeding twenty days.

WM. TAYLOR, Clerk.

WILLIAM MOORE, Reeve.

BY-LAW No. 58. To impose a Tax upon Dogs, to restrain them from running at large, and to provide for their destruction in certain cases: passed, April 28, 1853.

Whereas it is expedient and necessary to impose a tax upon dogs, in the Township of London, to prevent their running at large, when hydrophobia prevails, and to provide for their destruction, under proper authority.

Be it therefore enacted, by authority of the Municipal Council of the Township of London, that from and after the passing of this By-Law, each and every person residing within the said Township shall be taxed the sum of five shillings currency for each, and every dog, over six months old, that he, she, or they shall own, harbor, or keep.

And it is further enacted, that in case of hydrophobia prevailing in the township, so as to cause alarm in the public mind, it shall be the duty of the Township Reeve, to issue a Proclamation, to be published for at least two days, in six public places, within the township, notifying the inhabitants that they are forthwith to tie up, and secure their respective dogs, and so to keep them tied up and secured, until ordered to be liberated by the Township Reeve.

And be it further enacted, that each and every dog found running at large, contrary to such proclamation, may be killed or destroyed, by any inhabitant of the township, as aforesaid.

And be it further enacted, that it shall be the duty of the Reeve, (and he is hereby required) whenever any complaint shall be laid before him, of any dog having bitten or furiously attacked the party complaining, or any other person, or of having worried any cattle, sheep, horses, pigs, or other animals, so as to cause injury to them, or loss to the owners; or if any dog, straying away from, or leaving his owners, or keeping home or residence, and of frequenting the houses, fields, or yards of the neighboring inhabitants, to order the owner, or keeper of such dog, (in writing) to secure, and tie it up, within two days, and to keep it so secured, and tied up, at all times. And it shall and may be lawful for any person, finding such dog running at large, three days after such notice aforesaid, to shoot, kill, or otherwise destroy it, as he may think proper.

And be it further enacted, that nothing in this By-Law shall prohibit any farmer in the Township of London from keeping one dog, free from taxation, (so long as such dog is quiet, and not complained of as above provided); and every householder shall be deemed a farmer under this By-Law, who owns, occupies, or tills *five acres* of land in the township aforesaid.

And be it further enacted, that the parties owning said dog shall pay all damages done by said dog, after receiving due notice. And that all dogs found so running at large, contrary to the provisions of this By-Law, shall be shot or otherwise destroyed.

WM. TAYLOR, Clerk.

WILLIAM MOORE, Reeve.

BY-LAW No. 59. To provide for the Licensing and regulation of Taverns, Inns, Temperance Houses, and other Houses of Public Entertainment, and for declaring certain duties of the Inspectors of Houses of Public Entertainment: passed, February, 1853.

Whereas it is necessary to make Provisions by By-law, for the licensing and regulation of Taverns, Inns, Temperance Houses and other Houses of Public Entertainment, in the Township of

London, and for declaring certain duties of the Inspectors of Houses of public Entertainment in said Township. Be it therefore enacted by the Township Council of the Township of London in Council assembled, under and by authority of the Act of Parliament of the Province of Canada, intituled "An Act to provide by one general law for the erection of Municipal Corporations, and the establishment of regulations of police, in and for the several Counties, Cities, Towns, Townships and Villages in Upper Canada."

1st.—That all By-laws, or parts of By-laws inconsistent with this By-law be, and the same are hereby repealed.

2nd.—That no person shall obtain from the Inspectors a certificate for a License within the said Township of London, for the keeping of an Inn, Tavern, Beer-shop, or other House for the entertainment and reception of the public, unless such person shall have the necessary accommodation hereinafter mentioned, nor shall any person be entitled to obtain such certificate, unless he or she shall enter into a recognisance or bond, to be taken by the Township Clerk, in the sum of Twenty-five Pounds, with two sufficient sureties in Twenty five Pounds each, to keep good order in his, her or their house, and to observe, fulfil and keep every the Rules, By-laws, and Regulations of the Township Council aforesaid, that may then or at any time hereafter, be passed during the continuance of such license.

3rd.—That no person or persons within the said Township shall keep an Inn, or house for the sale of ale beer, cider or other liquors, spirituous, vinous or fermented, or for keeping a Temperance House, or any other House of Entertainment, without having first obtained a license for that purpose, which said license shall be granted on the certificate of the said inspector, that such person has the required accommodation, is a person of good character, and that such a house is required in the neighborhood for which it is solicited.

4th.—That whenever any person applying for a license for any of the purposes aforesaid, shall have obtained from the inspectors a certificate as aforesaid, the license shall be taken out within thirty days from the issuing of such certificate, otherwise it shall be null and void.

5th.—That all licenses issued under the authority of this By-law shall be in force from the date thereof, until the last day of February then next ensuing and no longer.

6th.—That every person obtaining such license, as aforesaid, for the keeping of an Inn, Tavern or other house where wines and spirituous or fermented liquors may or shall be sold, to be drunk therein, shall pay for such license the sum of Four pounds six shillings and threepence, over and above the amount imposed by Imperial Statute, and three shillings and ninepence for the clerk.

7th.—That any person obtaining a license for any Temperance House or Hotel, shall pay for such license the sum of six pounds and ten shillings.

8th.—That any person or persons who shall keep an Inn within the said Township, for the sale of spirituous liquors or for the sale of beer or cider, or liquors not spirituous, or any house, Temperance house or Hotel, for the accommodation of travellers, or others, without first having obtained a license therefor, as in the preceding clauses mentioned, shall, upon conviction thereof, before a Magistrate of the County, forfeit, and be liable to be fined a sum not exceeding Five pounds cur-

rency, exclusive of costs, and in default of payment, to be imprisoned for a period not exceeding thirty days nor less than one week, for such offence.

9th.—That every person obtaining a license for any of the purposes aforesaid, shall observe and keep the following Rules and Regulations:

1st.—Not to allow immoderate drinking. 2nd.—To keep the door and shutters of every bar-room closed on the Sabbath day, and to allow no liquor to be drank or sold on the Sabbath day, except to travellers. 3rd.—Not to allow any gaming at dice, cards, or otherwise in his house, or any place adjoining. 4th.—To provide for the use of travellers, gratis, adjoining the house, a good and sufficient shed, to admit sleighs and waggons with a roadster through them, and to have good stabling for four pair of horses, and a lock-up barn for the safe keeping of horses carriages, waggons, and to have at all times in attendance some fit person to take charge of the same, and to have a good well or pump, in the most convenient place. 5th.—To have at least two good bed-rooms, one sitting room and a bar-room in his house exclusive of the rooms which are occupied and used by the Innkeeper, or keeper of other house, as above mentioned, and his family. 6th.—To suffer no riotous or disorderly conduct about his house. 7th.—To allow no exhibition of wax figures, puppet shows, wire or rope dancing, circus riding, or mounted bank or wild animal exhibition, or other performance or exhibition of a similar character, in or about his house, unless the party or parties so exhibiting, or intending to exhibit, shall first produce a certificate authorising such exhibition to take place, from the Reeve of the Township, according to By-law. 8th.—That no transfer of a tavern license, shall hereafter be permitted, without the approval of the Reeve in writing, and the party to whom such license shall be so transferred, shall furnish the same security herein before mentioned, to the satisfaction of the Reeve.

WM. TAYLOR, Clerk. WILLIAM MOORE, Reeve.

BY-LAW No. 60. To provide for the Licensing and keeping of Ale and Beer shops: passed February 8, 1863.

Whereas it is necessary to make provision, by By-law, for the licensing and keeping of Ale and Beer shops within the Township of London.

Be it therefore enacted by the Township Council of the Township of London, in Council assembled, under and by authority of the Act of parliament of the Province of Canada, intituled "An Act to provide by one general law for the erection of Municipal Corporations, and the establishment of regulations of police in and for the several Counties, Cities Towns, Townships and Villages in Upper Canada, that the sum to be paid by any party applying for a license to keep an Ale or Beer shop shall be £2, and that such Ale or Beer shops shall be under the control of the several Inspectors, and subject to the same regulations, duties and obligations, so far as may be, as are now provided for Inns and Houses of Entertainment.

WM. TAYLOR, Clerk. WM. MOORE, Reeve.

BY-LAW No. 61. In reference to Statute Labor and Pathmasters.

Whereas it is desirable to make provision, by By-law, for regulating and enforcing the performance of Statute Labor, or payment of commutation money, in lieu thereof, and to prescribe the duties of overseers of highways, or pathmasters.

Be it therefore enacted by the Municipal Council of the Township of London, in Council assembled, under and by authority of the Act of Parliament, of the Province of Canada, intituled "An act to provide by one general law for the erection

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1st. That all by-laws, or parts of by-laws, inconsistent with this by-law, be, and the same are hereby repealed.

2nd. That from and after the passing of this by-law, it shall be the duty of each and every pathmaster appointed in the said township, to attend at the time and place directed by the township clerk, and to take before such clerk the necessary oaths of office, and also to receive the statute labor lists belonging to his respective division, which list shall entitle each pathmaster to call out and compel the parties whose names are thereon written, to perform the number of days' labor, for which the said parties are entered on such list, or to pay the commutation money in lieu thereof, in manner hereinafter mentioned.

3rd. That the statute labor shall be performed in every instance before the first day of July in each year, and each and every pathmaster is hereby required to return to the Township Clerk, on or before the first day of August, of each year, the road list by virtue of which he has called out the different parties liable for statute labor in his division, and he shall enter upon such list, opposite the name of each party marked thereon as liable to perform such statute labor, whether such party has performed such statute labor or not, and, if not, the amount of commutation money, which has been received in lieu thereof, at the rate of two shillings and sixpence currency per day, or the result of proceedings instituted against a defaulter or defaulters, as hereinafter mentioned. And such returns, shall in every case state how the monies received by such Pathmasters for commutation money or otherwise, have been applied. All such returns to be duly sworn to, as being correct, before the Township Clerk or some one of Her Majesty's Justices of the Peace for the United Counties of Middlesex and Elgin.

4th. That in case any person shall neglect or refuse, punctually and faithfully to perform the statute labor for which he or she shall be liable after having received four days notice to that effect, from the Pathmaster, and according to the orders and directions in every respect of such Pathmaster, or to pay the commutation money, in lieu of such statute labor by the first of the days for which such person shall be notified to work, when it shall be the duty of such Pathmaster within five days from the first of the days for which such person shall have been so notified to work, to make a complaint against such defaulter, to a Magistrate of the County, who shall punish such defaulter or defaulters by a fine or imprisonment, such fine not to exceed five pounds, or to be less than ten shillings currency, exclusive of costs, or in default of payment to be imprisoned for a period not exceeding six days, nor less than four days.

5th. That every person liable for the performance of statute labor in the Township of London shall furnish such carts, waggons, ploughs, picks, axes, spades, teams, &c., as may be required by the Pathmaster for the proper performance of the labor, and such person shall not be entitled for any allowance except for the use of horses or oxen, for which he shall be allowed at the rate of one day for each double team, or horse and cart.

6th. That should any bridge, culvert, water-course, causeway, embankment or any other part of any road give way, or become defective at any time so as to endanger the travelling public, it shall and may be lawful for the Pathmaster in whose division such defect may occur to notify the nearest resident householders to repair such defect, and any neglect or refusal on the part of any individual to attend to such notification shall be punished as a default in statute labor as aforesaid, and

one day's notice only shall be required from such Pathmaster in such case of emergency.

7th. That the said Pathmaster shall, if required, give parties so repairing any road, bridge, or other work as last aforesaid, a certificate of the number of day's labor so expended, which certificate shall entitle the parties to whom it is given, to be credited accordingly on the next succeeding statute labor list or lists in any part of the Township where such party or parties may reside or have removed to.

8th. That where any highway shall pass through a wood, it shall be the duty of the Pathmaster of the division, to give the owner or proprietor of such wood or timber, notice in writing, requiring him to cut down all trees or timber for a space not exceeding thirty-five feet from the outside of the highway, within forty days after having received such notice, and if such owner or proprietor neglect to cut such wood or timber as required, it shall be the duty of the Pathmaster, to cut and remove, or cause to be cut and removed such wood or timber either by statute labor or to sell the same to defray the expenses, or use it for the purposes of the road.

9th. That it shall and may be lawful for any Pathmaster to enter into any inclosed fields adjoining any roads under his inspection, and to cut, dig, or open any drain or ditch, the more effectually to drain any road over which his jurisdiction extends. Provided always that no such drain or ditch shall be opened through any garden or orchard without the consent of the owner.

10th. That in case of death, absence, or inability from sickness, or unavoidable cause, any vacancy shall occur in the office of Pathmaster, it shall and may be lawful for the councillor representing the ward in which such vacancy shall occur, to nominate a proper person to the vacant office, who shall have all the power and authority which belonged to the Pathmaster who last preceded him in office, until the next meeting of the Township Council shall occur, when he shall be confirmed in such office of Pathmaster under the corporate seal of the Township.

11th. That each Pathmaster shall expend the statute labor on the most defective portions of the highway within his division, and that in all cases the side road, half across each concession, shall be considered a portion of his division.

12th. That each Pathmaster, when he shall attend at the time and place directed by the Township Clerk, shall subscribe and take the following oath or affirmation before the said clerk:

I, A. B., of do solemnly swear (or affirm, when the party is entitled to affirm instead of swear) that I will truly, faithfully, and impartially, to the best of my knowledge and ability, and in accordance with the By-laws of the Township Council of the Township of London now in force, relating to Pathmasters and statute labor, and a copy of which is now given to me by the Township Clerk, execute the office of Pathmaster to which I have been appointed in the Township of London, and that I have not received, and will not receive any payment or reward, or promise of such for the exercise of any partiality or malversation or other under execution of the said office, so help me God.

13th. That each and every Pathmaster is hereby authorised to insert in his list of the persons liable to do statute labor, the name or names of any person whom he may have discovered to be liable to perform statute labor, since the delivery of the said list to him as aforesaid, and whose name or names have not been inserted therein, and to attach to each such name, added thereto, the number of days of statute labor to be performed, the same being two days, such work or commutation money in lieu thereof to be enforced, or the offender punished in the same manner as hereinbefore mentioned.

WM. TAYLOR, Clerk.

WM. MOORE, Reeve.

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BY-LAW No. 62. Relating to Township Officers: Passed April 28, 1853.

Whereas it is necessary to appoint the several officers in the Township of London to carry out the provisions of the Upper Canada Municipal Corporation Act, and other purposes, and to fix the salaries of certain of them.

Be it therefore enacted by the Township Council of the Township of London, in Council assembled, under and by virtue of the Upper Canada Municipal Corporation Act of 1849, that from and after the passing of this by-law, any by-law or by-laws formerly passed by said Township Council relating to the same effect, be and the same is or are hereby repealed.

And be it enacted as aforesaid, that the following persons be and the same are hereby appointed during the pleasure of this Council, to fill the several Township offices for the year 1853, and that certain of the said officers shall be paid the annual salary or allowance set opposite to their respective names, by the Treasurer, when an order is signed by the Township Reeve or Chairman of this Council.

Clerk, William Taylor, £25; Treasurer, William Balkwill, £15; Auditors, Messrs. Kent and Joseph Sifton, eight days each, at 7s 6d per day, £6; Surveyor, William McMillan, £1 per day when employed; Assessor, Robert Loughhead, £12 10s; Collector, John Griffith, £20.

ST. LAWRENCE WARD.

Road Masters.—Concession A., Garrat Stephens, John Platt, Alex. Meston: B. and C., David Rykman, William Kent, John Nellis: C. and 1, William Quinn, William Hale: 1 and 2, John Case, John Birch, Samuel Hunt: 2 and 3, John Russel, John Flowers, John O'Gorman: 3 and 4, Thomas Dickenson, William W. Grey, Wm. Hawkins, Alexander McDonald: Boundary Line between the Town Line and Township, John Cooper: Town Line, London and Niasouri, George Belton: Town Line, London and Dorchester, Robert Stevenson.

ST. ANDREW'S WARD.

Road Masters.—Concession 9, John Shoenbottom, Thomas Colbert: Con. 10, Launcelot Aodill, Simon Sanborn, Donald Fisher, sen., and Thomas Hodgins: Con. 11, William Woolway, Robert McLaren and John Stanfield: Con. 12, Andrew Johnson, Benjamin Wood, James Buchannan, Richard Stephens: Con. 13, Richard Hughes, Andrew McRoberts, Thos. Ferguson: Con. 14, Jas. Hobbes, Robt. Wright, Thomas Taylor, James Willis: Con. 15, Elijah Braithwaite, Luman Peaslee, James Scott: Con. 16, Joseph McRoberts, Charles McRoberts, Hiram Miracle, James McRoberts.

ST. GEORGE'S WARD.

Road Masters.—1st Division, Con. 1, Walter Nixon; 2nd, John Ward; 3rd, George Faux: 1st Div., Con. 2, Capt. James Black; 2nd, William Smithson; 1st Div., 3rd Con., James Pond; 2nd Div., 3rd Con., Wm. McMillan; 1st Div., 4th Con., Edwin Wright; 2nd, Asa Warren; 3rd, Thomas Routledge: 1st Div., 5th Con., Capt. Carey; 2nd, John Woods; 3rd, Joseph Coulson: 1st Div., 6th Con., Harris Dickie; 2nd, Thos. Skippon; 3rd, Benjamin Lumby: 1st Div., 7th Con., Robert Jackson, sen.; 2nd, John Morden; 3rd, Andrew McAdam: 1st Div., 8th Con., James Rock; 2nd, Alex. McDonald; 3rd, Henry Scott.

ST. PATRICK'S WARD.

Road Masters.—1st Div., 9th Con., John Winnacot; 2nd, John Noble, jun.;

Proof Line Div., Joseph O'Brien; 4th, A. McFarland. 1st Div., 8th con., James Guest; 2nd, A. Powell; 3rd, W. Armitage; 4th, James Corsant. 1st Div., 7th con., Launcelot Guest; 2nd, James Carria; 3rd, James Shoebottom; 4th, Banflet Sifton, sen. 1st Div., 6th con., George Guest; 2nd, Hamilton Dunlop; 3rd, E. Talbot. 1st Div., 5th con., John Fitzgerald; 2nd, George Carter; 3rd, Jas. Ross. 4th con., John Scandrit.

ST. DAVID'S WARD.

Road Masters.—1st Div., 9th con., James Cranston; 4th, John McNeal. 1st Div., 10th con., William O'Brien; 2nd, John Hughes; 3rd, Ralph Oord. 1st Div., 11th con., J. C. Hughes; 2nd, Robert Hodgins; 3rd, John Lytle; 4th, William Williams. 1st Div., 12th con., John Taylor; 2nd, Arthur Hethrington; 3rd, S. Peasley; 4th, Oliver Wilson. 1st Div., 13th con., Robert O'Neil; 2nd, Henry Hodgins; 3rd, John Roberts; 4th, Jeremiah Robson. 1st Div., 14th con., Wm. Hodgins; 2nd, John D. Hodgins; 3rd, Thomas Allen. 1st Div., 15th con., Robert O'Neil; 2nd, Thomas O'Neil; 3rd, John Rosser; 4th, Matthew Rosser. 1st Div., 16th con., Thomas Ryan; 2nd, Thomas Hodgins; 3rd, Thomas Rosser.

WM. TAYLOR, *Clerk.*

WM. MOORE, *Reeve.*

BY-LAW No. 63. To regulate the duties of Collectors; passed February 28, 1853.

Whereas it is expedient and necessary to regulate the duties of Collectors for the Township of London.

Be it therefore enacted by the Township Council of the Township of London, in council assembled under and by virtue of the Upper Canada Municipal Corporation act of 1849, that from and after the passing of this by-law, any by-law or by-laws of the said township, relating to the duties of collector of the taxes of this township, shall be, and the same is hereby repealed.

And be it further enacted, by and with the authority of the London Township Council, that from and after the passing of this by-law, each and every collector shall, before entering upon the duties of his office, enter into a bond himself, in the sum of Two Thousand Pounds, and two solvent freeholders, to be approved of by a majority of the council, in One Thousand Pounds each, binding the parties to pay over to the proper officers appointed by the council, all such sums of money as shall be collected from the taxpayers of said township, excepting his own salary, or per centage, as the case may be; and further, that payments shall be made every thirty days, from the time the collector shall have commenced to collect the taxes or rates of said township.

And be it further enacted that it shall be the duty of the collector to make a return, under oath, to the township clerk, of all absentees, with the amount due by each, which he may not have been able to collect, which return shall be in the form provided by the township clerk, and delivered to the county treasurer on or before the 14th day of December, in each year.

And be it further enacted that all rates and assessments shall be collected and duly accounted for by the collector, on or before the 14th day of December, in each year, at which time he shall deliver to the township treasurer the roll by virtue of which he has acted as such collector.

WM. TAYLOR, *Clerk.*

WM. MOORE, *Reeve.*

BY-LAW No. 46. To authorise the issuing of Township Debentures, to raise the sum of £350, for the purpose of defraying the expenses of erecting Blackfriar's Bridge: passed, June 17, 1852.

Whereas it is expedient to raise by way of loan, the sum of £350, for the purpose of defraying the expenses of building Blackfriar's Bridge, and erecting a toll-house and toll-gate thereon, by issuing Debentures for the said sum of £350, payable as follows, with interest thereon, payable half-yearly, that is to say, £116 13s 4d, being the third part of the said sum of £350, shall be made payable at the township treasurer's office, on the 17th day of June in each year, commencing with the year 1853, and ending with the year 1855; and it will require the sum of £392 to be raised, as a special rate, for the payment of such loan, and the interest thereon, as the same becomes due and payable.

And whereas the amount of the whole rateable property of the township aforesaid, for the year 1851, was £324,370, and it will require the several rates in the pound mentioned in the Schedule appended hereunto, and forming part of this by-law, upon the said rateable property, as a special rate for the payment of said loan, and interest as the same becomes due.

Be it therefore enacted, by the Municipal Council of the Township of London: First: That it shall be lawful for the Reeve, and he is hereby authorised to raise by way of Loan, from any person or persons, or body corporate, who may be willing to advance the same upon the credit of the Debentures hereinafter mentioned, a sum of money not exceeding the sum of £350, and to cause the same to be paid into the hands of the treasurer of the township aforesaid.

Second: That it shall and may be lawful for the Reeve to direct any number of Debentures to be made out for such sum or sums of money not exceeding in the whole the said sum of £350, as any person or persons, or body corporate shall agree to advance upon the credit of such Debentures, which shall be under the common seal of said township, and signed by the Reeve and Treasurer, and made payable as above mentioned, or at such other periods not exceeding twenty years, as the Reeve shall think fit.

Third: That the Interest on such Debentures shall be payable half-yearly, at the Township Treasurer's office.

Fourth: That the special rates enumerated in the Schedule appended to this By-Law, shall be raised, levied and collected, over and above and in addition to all other rates for the years therein mentioned, upon all rateable property in the said township of London, for the purpose of paying the said sum of £350, and the interest thereon as the same becomes due.

Fifth: That the said sum of £350, when so paid into the hands of the Township Treasurer, shall be appropriated for the purpose mentioned in the preamble of this By-law, and for no other.

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And be it enacted that this By-Law shall take effect, and come into operation upon, from and after the 17th day of June, 1852.

Schedule of Special Rates Referred to in this By-Law.

102-1000 of a Penny in the pound of real value in 1852, to provide for 1852	- - -	£137 13 4
97-1000 of a penny in ditto, ditto, to provide for 1853	- - -	130 13 4
62-1000 of a penny in ditto, ditto, to provide for 1854	- - -	123 13 4
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WM. TAYLOR, *Clerk.*

WILLIAM MOORE, *Reeve.*

BY-LAW No. 55. For closing up a certain road, in the Township of London, leading from the road between the 5th and 6th concessions, to the road between the 6th and seventh concessions of the same township, and for opening the government allowance, for road intended as the side road, between lots Nos. 24 and 25 of the 6th concessions aforesaid : passed June 17, 1852.

Whereas it is expedient to close the present travelled road leading from the road between the 5th and 6th concessions, to the road between the 6th and 7th concessions of the Township of London, and to establish and open, in lieu thereof, the government allowance, for a road between Lots No. 24 and 25, in the 6th concession of the said township. And whereas one calendar month's notice has been given by written notices, put up in the six most public places in the immediate neighborhood of the road intended to be closed by this by-law.

Be it therefore enacted, by the Municipal Council of the Township of London, constituted under the provisions of an Act passed by the Parliament of this Province, in the Twelfth year of Her Majesty's Reign, intituled An Act to provide by one general law for the erection of Municipal Corporations, and the establishment of regulations of police, in and for the several counties, cities, towns, townships and villages in Upper Canada, that, from and after the passing hereof, the road leading from the road between the fifth and sixth concessions aforesaid, to the road between the sixth and seventh concessions of the said Township, as at present travelled by the public, and used as a public highway, excepting so much thereof as belongs to and forms part of the original government allowance for a road, or side road, between Lots Nos. 24 and 25, in the said sixth concession, shall be closed, and shall cease hereafter to be a public highway or road.

And be it further enacted, by the authority aforesaid, that the original government allowance for a road known as the side road between Lots Nos. 24 and 25, in the 6th concession aforesaid, shall be opened and used as a public highway, or road, from and after the passing hereof, in lieu of the road which has been hereby closed, which said government allowance, for road and highway hereby opened and established, is one chain in width, and may be otherwise described as follows, that is to say: commencing in the centre of the road allowance, be-

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BY-LAW No. 64. Relating to the Assessor: passed April 28, 1853.

Whereas it is expedient and necessary to provide for the proper performance of the duties of Assessor and Enumerator, for the Township of London, during the year 1853, and also to declare what fees said officer shall be entitled to.

It is hereby enacted that all by-laws, or parts of by-laws, inconsistent with this by-law, be, and the same are hereby repealed.

It is hereby further enacted, by the Municipal Council of the Township of London, in council assembled, under and virtue of the Municipal Corporation Act of 1849, that from and after the passing of this by-law, the assessor shall faithfully and truly take the assessments on the proper printed forms, to be furnished to him by the township clerk, and to make each and every entry on said forms, according to the best of his judgment, and the most authentic information he may be able to obtain, and according to the assessment laws of this Province. And should he have reason to believe that any party or parties have wilfully given him improper or defective returns of his, her or their property, it shall be the duty of the assessor to report such parties to the Municipal Council of the Township of London, that they may be prosecuted as the law directs.

And be it further enacted that the assessor shall be entitled to receive, from the Township Treasurer the sum of £12 10s.

WM. TAYLOR, Clerk.

WILLIAM MOORE, Recv.

BY-LAW No. 65. To define the Duties of the Township Clerk, in the Township of London: passed April 28, 1853.

Whereas it is necessary that the duties of the Township Clerk should be properly defined and understood.

Be it therefore enacted by the Township Council of the Township of London, in council assembled, under and by virtue of the Upper Canada Municipal Corporation Act, of 1849, that the clerk shall attend all the sittings of the council, and record all the proceedings of the said council, and duly file and keep all petitions, letters, bonds, and other documents belonging to the township; that he shall make out the collector's roll, and shall examine the assessment roll, and certify that the same is correct, and transmit a copy of the record of the proceedings of each meeting of the council, if required.

And be it further enacted that the said township clerk shall notify, by letter, through the post-office, or otherwise, each and every officer appointed by the council, within ten days after such appointment, informing them of the time and place to meet the said clerk, in order to enter into the necessary bonds, or take the requisite oaths of office.

And be it further enacted, that the said township clerk shall prepare for each road master in the township, a list of the different parties liable to perform statute labor in his division, mentioning the number of days for which each person is liable, so far as he shall have been able to ascertain the same from the assessment roll.

And be it further enacted that the township clerk shall keep a book, wherein to write the marks and brands of all cattle, horses, sheep, swine, and other animals, that he may be requested by the owner so to enter, and that his fee for each and

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who shall neglect or refuse to confine such poultry, or to prevent them from continuing such trespass, such owner, for every such offence, shall be subject to a fine of from ten to fifteen shillings, to be imposed as above mentioned; and that all the fines in this by-law mentioned, may and shall be imposed, levied and collected upon complaint, before any Justice of the Peace for the Town or Township of London, upon the oath of one credible witness, as provided by the 12 Victoria, Chap. 81, sec. 185.

WM. TAYLOR, *Clerk.*

WILLIAM MOORE, *Reeve.*

BY-LAW No. 67. To raise the sum of £1542 3s. 9d., for certain purposes: passed April 28, 1853.

Whereas it is expedient and necessary to raise the sum of One Thousand Five Hundred and Forty-two Pounds, Three Shillings and Ninepence, by tax upon the rateable and assessed property of the Township of London, for the following purposes, namely: For the County Rates, £451 2s 10d; for the Lunatic Asylum, £83; to meet the Debenture falling due on Blackfriar's Bridge, £100; for Common Schools, £204; for Salaries and Incidental Expenses, £225; for the improvement of Roads and Bridges, £479 0s. 11d. And whereas the whole rateable and assessed property of the said township appears to be £329,000, upon which an assessment of one penny and one-eighth would raise the requisite amount.

Be it therefore enacted, by the authority of the Municipal Council, of the Township of London, in council assembled, under and by virtue of the Municipal Corporation Act of 1849, that there shall be levied, raised and collected the said sum of £1542 3s 9d for the purposes above mentioned, and that the township clerk is hereby authorised to place the said sum on the collector's roll, placing opposite to each person's name thereon the proportion of the said sum which he, she or they is, or are to pay, at the rate of one penny and one-eighth in the pound, on the amount for which such person or persons is or are assessed for the present year.

WM. TAYLOR, *Clerk.*

WM. MOORE, *Reeve.*

POUND-KEEPERS, TOWNSHIP OF LONDON.

St. Lawrence Ward, Joseph Tuke. St. Andrew's Ward, Andrew McRoberts.
St. George's Ward, Ralph Morden. St. Patrick's Ward, George Wilston. St.
David's Ward, Thomas Hodgins.

every such entry, shall be as follows: For Horses and Horned Cattle, each the sum of 6d; for Swine, Sheep or other animals, each the sum of 6d; for every search in said book, 1s.

And be it further enacted that all by-laws inconsistent with the provisions of this by-law, be, and the same are hereby repealed.

WM. TAYLOR, *Clerk*: WILLIAM MOORE, *Reeve*.

BY-LAW No. 66. Relating to Domestic Animals, Poultry, &c.: passed April 28, 1853.

Whereas it is necessary that new regulations should be established respecting the running at large of Domestic Animals and Poultry, within the Township of London.

Be it therefore enacted by the Township Council of the Township of London, in council assembled, under and by virtue of the Upper Canada Municipal Corporations Act of 1849, that from and after the passing of this by-law, any by-law or by-laws of the said township council relating to the running at large of horses, cattle, sheep, swine and poultry, be and the same is or are hereby repealed.

Be it therefore enacted by and with the authority of the Municipal Council of said township, that from and after the passing of this by-law, no Horse, Bull, Boar, Ram, Colt, breachy animal, known to be so, or Pig, under fifty pounds weight, shall be permitted to run at large in the township.

And it is further enacted that if any animal, of the description above mentioned, be found running at large, it shall and may be lawful for any person to enter a complaint against the owner or keeper of any such animal, or animals, before the nearest resident magistrate, who, upon sufficient proof of who the owner or keeper really is, shall impose a fine upon such owner or keeper, of not less than ten shillings or more than twenty, for each horse, bull, boar, colt or ram so found running at large, and a sum of not less than one shilling, or more than five shillings, for each and every pig under the weight above mentioned.

And it is hereby further enacted that should any person prefer impounding any such animals as aforesaid found running at large in said township, it shall and may be lawful to do so, and it shall be incumbent on the pound keeper to receive such animals, although no damage be claimed by the party impounding, and to feed and take care of them, and otherwise dispose of them, as directed to dispose of animals impounded, under the provision of the by-law referring to that subject.

And be it further enacted, that all fines imposed under the authority of this by-law, shall be paid to the township treasurer, to form part of the funds of the township.

And be it further enacted that no animal above mentioned shall be permitted to run at large in the Township of London, from the first day of December till the first day of April, in each and every year, under the penalties above stated.

And be it further enacted that any pig, over fifty pounds weight, running at large, without having a ring in the nose, may either be impounded, in the same manner as above provided, or a complaint against the owner or keeper thereof may be entered before a magistrate, and the same fine shall be paid as is above provided.

And be it further enacted that if any poultry shall be found trespassing off the owner's premises, and notice thereof has been given to the owner of such poultry